IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

MONDAY THE NINTH DAY OF AUGUST, TWO THOUSAND AND FOUR

: PRESENT:

THE HON'BLE MR.JUSTICE : T.CH. SURYA RAO

CRIMINAL PETITION No. 3405 of 2004

In

Crime No. 34 of 2002

Between:

V.S.K.S. Jyothi Prasad — Petitioner/Accused In Crime No. 34 of 2002 of Governorpet L&O Police Station, Vijayawada.

AND

The state of A.P. rep. by its Public Prosecutor, High Court of A.P. — Respondent/complainant in do

COUNSEL FOR THE PETITIONER: M/s. T. Pradyumnakumar Reddy

COUNSEL FOR THE RESPONDENT: THE PUBLIC PROSECUTOR

Petition Under Sections 438 of Cr.P.C. praying The High Court to direct the Station House Officer L&O Governorpet Police Station, Vijayawada and to release the petitioner on bail in the event of his arrest in Crime No. 34/2002 of Governorpet L&O Police Station, Vijayawada, Krishna District. The Court made the following

O R D E R:

"PETITIONER SEEKS TO RENEW HIS REQUEST FOR ANTICIPATORY BAIL. HIS APPLICATION FOR ANTICIPATORY BAIL HAS BEEN DISMISSED BY THIS COURT EARLIER IN CRIMINAL PETITION NO. 2958 OF 2004 ON THE PREMISE THAT HE IS NOT ARRAYED AS ACCUSED AND THAT HE WOULD MOVE FOR BAIL, IF THERE WAS AN INCLUSION OF HIS NAME IN THE CRIME".

"A PERUSAL OF THE RECORD SHOWS THAT IT IS SAID THAT UNDER THE SUPERVISION OF A COUNSEL, A-1 AND A-2 BROKE OPEN THE LOCK. THE PROPERTY IN THIS CASE AS SEIZED FROM THE POSSESSION OF A-1".

"INVIEW OF THE SAME, THE REQUEST OF THE PETITIONER APPEARS TO BE GENUINE, AND HIS APPREHENSION IS REAL".

"HENCE, THE CRIMINAL PETITION IS ALLOWED. THE PETITIONER SHALL BE ENLARGED ON BAIL, IN THE EVENT OF HIS ARREST, ON HIS EXECUTING A BOND FOR RS. 5000/- WITH TWO SURETIES FOR THE LIKESUM EACH TO THE SATISFACTION OF STATION HOUSE OFFICER, GOVERNORPET L&O POLICE STATION, VIJAYAWADA, KRISHNA DISTRICT. ON SUCH RELEASE, HE SHALL APPEAR BEFORE HIM AS AND WHEN REQUIRED AND SHALL CO-OPERATE WITH THE INVESTIGATION IN THIS CASE".

Sd/- K. VIVEKNAND

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The SHO, Governorpet L&O Police Station, Vijayawada, Krishna District
2. Two CCs to the Public Prosecutor, High Court of AP, Hyderabad (OUT)
3. One CC to Mr. T. Pradyumnakumar Reddy, Advocate (OPUC)
4. One Spare Copy.

KNK

HIGH COURT

DATE: 9-8-2004

BAIL ORDER

CRL.P.No. 3405 of 2004

BAIL GRANTED

HIGH COURT

DRAFTED BY: KNK
DRAFTED ON : 9-8-2004

TCSR,J

DATE: **9-9-2004**

BAIL

ORDER

CRL.P.No. 3405 of 2004

BAIL GRANTED